

MINUTES APPROVED ON FEBRUARY 19, 2004

HIOSH ADVISORY COMMITTEE
Minutes November 20, 2003

Present: Lani Bjork, Richard Botti, Steven Brooks, Connie Hastert, Tracy Lawson, Tim Lyons, Jon Kumashiro for Robert Nakamatsu, Cherie Raymond, Alan Hiramatsu for Thomas Vendetta, Clayton Winger

Absent: Arthur Akana, Paul Chang, Delbert DeRego, Robert Dove, Wade Hashizume, Charles Kelley, Gareth Sakakida, Orlando Soriano, and Roy Yamamoto

HIOSH: Jennifer Shishido, James Decker, Ellen Kondo, Masayoshi Ogata, and Terry Oyafuso (Recorder)

Meeting was held at the Hilton Hawaiian Village, Nautilus Room. Meeting called to order at 1:05 pm by Lani Bjork, Chair.

1. Minutes of August 21, 2003 were approved
 - New policy of adding names to comments made.

2. 2004 Meeting Dates

All meetings will be held on Oahu, HIOSH Training Room, except for May 20, 2004 to be held on the island of Kauai. Will be doing the following:

- Notification to County of Kauai Mayor.
- Outreach to associations, interested groups.
- Prepare Information poster or flyers so committee members can disseminate.
- Jim Peck (Public) suggested - One hour workshop geared to specific business, workers' compensation, etc.)

Lani Bjork - thanked Jennifer and team of the idea of having at least one meeting on the islands. This gives the general public an opportunity to attend and how this committee can encourage public participation.

3. Richard Botti (LISH) requested a presentation on medical fees under workers' compensation and the affect they are having on premiums and health care of injured workers.

- Presentation was conducted by Marianne Dymond, Director of Kaiser On-The-Job, Kaiser Permanente (handout).
- This presentation was also presented to Department of Labor and various other groups.
- Legislation that would allow employers to direct workers to qualified providers. Public hearings scheduled for January, June, July or August 2004.

4. Substance Abuse - Steven Brooks (BIA) brought up concern of Chapter 329B Substance Abuse Testing, section 329B-5.5 Substance abuse on-site screening tests, testing procedures and confidentiality *for pre-employment purposes*, which is costly and time consuming.

- Richard Botti (LISH) suggested deleting "for pre-employment purposes".
 - Members support deletion.
 - Go through legislation process.
- James Decker - look also at other state's language (Montana - will send copy to Steven).
- HIOSH endorsement of Drug Testing Policy suggested wording (powerpoint handout)
 - Consultants/enforcement will look at certain occupations or tasks and suggesting to employers where drug use appears to impact safety performance that drug testing should be part of their program, i.e. policy will include incorporating federal/state laws and bargaining contracts, advising employees, employees training, and management's commitment.
 - Tracy Lawson (GCA) suggested everyone across the board and not only certain ones.
 - Jim Peck (Public) - Labor's standpoint lots of the employees may not pass the drug

- tests.
 - Members supported the wording.
 - Post on the HIOSH webpage and/or a press release.
5. HIOSH Activities/Status Reports
- a. Standard Proposed - Certified Safety and Health Professional standard - allows HIOSH Staff (Consultation & Training Branch consultants) to provide 5% WC premium discount to companies who is SHARP or VPP. Will get information out to members once approved by Governor and public hearing scheduled.
 - Jim Newberry - this seems like a positive thing because this is more than what the insurance companies are offering.
 - b. Accidents investigated - (1) August 8, 2003 - employee fell 25 feet while repairing roof, did not use personal protection equipment (no training, nor periodic inspections). (2) September 11, 2003 - 3 workers fell 55 feet, hospitalized. Suspended scaffold platform collapsed (overloaded, not properly erected and workers no lifelines).

Other fatality - September 12, 2003, Pearl Harbor (load shifted, fell off flat bed, crushing employee. Jurisdiction determined to be Federal OSHA. Maritime jurisdiction is shipbuilding and depends how close to the waters.
Question: Jurisdiction of Airports? Response Jennifer: *FAA - if only construction work covered by us. Repair/maintenance of aircraft that is covered under a maintenance manual comes under FAA..*

Elevator/Escalator accidents - Find out cause and disseminate out information.
Amusement rides - California Supreme Court ruled passenger safety requirements as "common carrier. The Boiler and Elevator branch of HIOSH cover elevators, escalators, and amusement rides inspections.
 - c. Whistleblower Investigations - (1) complained workplace violence - employee was trained, employee aggravated situations and warned twice - terminated; (2) complained about asbestos - employer took immediate action, poor work performance - terminated; (3) complained about hazardous chemicals - poor performance (investigation results pending).
 - d. Achievement Recognition Programs - Hawaii VPP & HI-SHARP
 - Employers are informed of what industries are targeted beginning October 1, 2003.
 - HIOSH doing something different - preventing hazards before it happens.
 - Volunteer - Special Government Employees (SGE) to help consultants.
 - Training course number correction - **5450**.
 - Why be SGE? - professional growth, gain experience and working with State consultants.
 - Training on Form 33 in December 2003 (full - will get another class).
6. Other Concerns/Information
- a. Comments/suggestions regarding the FOM - send to HIOSH.
 - b. Jim Peck (Public) - one-day conferences starting Feb 2004.